

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Revenue Department - Orders of Hon'ble A.P.A.T in C.A. No.479/2014 in O.A. No.5893/2011 filed by Sri K.Rama Rao, S/o late Pentaiah, Tahsildar (Retired), Visakhapatnam District – Request for ratification of the orders of the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad in having inclusion of name of Sri K. Rama Rao in the Tahsildars seniority list for the year 1995-1996 of Zone.I at Sl.No.93/1 and to give notional promotion to the individual in relaxation of Rule 33 (a) of APS&SS Rules 1996 - Ratified - Orders - Issued.

Revenue (Ser.II) Department

G.O.RT.No. 1272

Dated.09.12.2015

Read the following:

- 1.Orders of APAT, Hyderabad in O.A.No.5893/2011, dt: 21.11.2013.
2. Govt. Memo.No.3356/Ser.II (2)/2015, dated: 25.02.2015.
- 3.From the CCLA, AP, Hyderabad, Lr.No.Ser.II (1)/286/2015-II, dt: 23.09.2015.

ORDER:

In the reference first read above, the applicant has filed O.A. No. 5893/2011 praying the Hon'ble APAT to declare the action of the respondents in not giving the notional promotion to the applicant to the post of Tahsildar and Deputy Collector on par with his junior and not releasing increments during the suspension period as highly arbitrary and to set aside the Memo No. 50511/Vig II(1)/2001, dt. 18.4.2011 (in which his suspension period was treated as Not on duty) and to direct the respondents to give notional promotion to the applicant and to release the increments during suspension period and treat the entire suspension period as duty and award all consequential benefits.

2. The Hon'ble APAT, Hyderabad in its orders dt 21.11.2013 in O.A No.5893/2011 has passed orders as extracted below:

“The impugned Memo No.50511/Vig II(1)/2001, dt. 18.4.2011 issued by the 1st respondent is set aside. The respondents are directed to implement the Orders of Tribunal, dt.20.8.2010 in O.A.No.3703 of 2010 after examining whether V. Kameswara Rao was promoted as Deputy Collector on 8.8.1999, whether he is junior to the applicant, if so, the respondents are directed to extend notional seniority to the applicant on par with V. Kameswara Rao in the post of Tahsildar and further extended notional promotion to the post of Deputy Collector on par with said V.Kameswara Rao with all consequential benefits. No order as to costs. The above exercise should be completed within eight weeks from the date of receipt of this order”.

3. In the reference second read above, the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has been requested to examine the issue of giving notional seniority to Sri K. Rama Rao in the cadre of Tahsildar from 1994 (actually the individual promoted as Mandal Revenue Officer on 26.1.1999) as requested by the individual, if he is found eligible and furnish a detailed report to Government for taking further action in the matter.

(P.T.O.)

4. In the reference third read above, the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has reported that, in view of the orders of the Hon'ble APAT, dt.14.08.2015 in CA No. 479/2014 in OA No 5893/2011 and since the punishment of 25% cut in pension imposed vide G.O.Rt No. 1820, Revenue (Vig.II) Dept. Dt 19.09.2008 has been set aside by the Hon'ble Tribunal vide orders Dt. 20.08.2010 in OA No 3703/2010 and as the entire suspension period has been regularized as on duty by the District Collector, Srikakulam, the individual is entitled for notional promotion on par with his juniors in the seniority list of Tahsildars for the year 1995-96 of Zone-I. As such, DPC has been convened on 21.09.2015 and the DPC has decided to include the name of Sri K Rama Rao, Tahsildar (Retd) in the seniority list of Tahsildars for the year 1995-96 of Zone-I below the name of Sri M Trinadha Rao (who was placed at Sl No 93) and above the name of Sri K Jogarao (who was placed at Sl No 94) of 1995-96 Seniority list of Tahsildar of Zone-I duly assigning Sl No 93/1 NOTIONALLY subject to outcome of OA No 7372/2014 & 7482/2014. Accordingly, the Chief Commissioner of Land Administration has issued orders and stated that since the revision of seniority of Tahsildars has been done in the year 2010 and the stipulated period of (6) months to re-open the panel is over, the permission of the Government is required as per rule 24(c) of APS&SS rules 1996.

5. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has requested the Government to ratify the action taken in inclusion of the name of Sri K Rama Rao, Tahsildar (Retd) in the seniority list of Tahsildars for the year 1995-96 of Zone-I and issue necessary relaxation orders under Rule 33(a) for notional promotion at an early date as the C.A.No.479/2014 in O.A.No. 5893/2011 is pending in Hon'ble APAT.

6. Government, after careful examination, hereby ratify the action of the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad in having inclusion of the name of Sri K Rama Rao, Tahsildar (Retd) in the seniority list of Tahsildars for the year 1995-96 of Zone-I below the name of Sri M Trinadha Rao (who was placed at Sl No 93) and above the name of Sri K Jogarao (who was placed at Sl No 94) duly assigning Sl No 93/1 NOTIONALLY subject to outcome of OA No 7372/2014 & 7482/2014 as per rule 24(C) of APS&SS Rules 1996 and ordered to give notional promotion to the individual as Tahsildar in the panel year 1995-96 of Zone.I duly relaxing Rule 33(a) of APS&SS Rules 1996 .

7. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Chief Commissioner of Land Administration, Andhra Pradesh,
Hyderabad.
The District Collector, Srikakulam/ Vizianagaram.
The individual through the CCLA, AP, Hyd.
Sf/Sc

//FORWARDED:: BY ORDER//

SECTION OFFICER